

House File 2372 - Reprinted

HOUSE FILE 2372
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO HSB 625)

(As Amended and Passed by the House March 7, 2018)

A BILL FOR

1 An Act concerning county supervisor representation and
2 districting plans.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

SELECTION OF COUNTY SUPERVISOR REPRESENTATION PLANS

Section 1. Section 331.206, subsection 2, paragraph a, Code 2018, is amended to read as follows:

a. The plan used under [subsection 1](#) shall be selected by the board or by a special election as provided in [section 331.207](#). A plan selected by the board shall remain in effect for at least six years ~~unless it is~~ and shall only be changed by a special election as provided in [section 331.207](#). However, a county with a population of sixty thousand or more based on the most recent federal decennial census shall use plan "three" for the election of supervisors.

Sec. 2. TRANSITION PROVISION. Notwithstanding any provision of law to the contrary, a county with a population of sixty thousand or more based on the most recent federal decennial census that does not use plan "three" for the election of supervisors, as defined in section 331.206, as of the effective date of this Act shall not be required to elect supervisors using plan "three" until the election for supervisors following the adoption of a representation plan drawn pursuant to section 331.210A, subsection 2, paragraph "f", after the redistricting of congressional and legislative districts becomes law following the federal decennial census taken in the year 2020.

DIVISION II

COUNTY SUPERVISOR REPRESENTATION DISTRICTING PLANS

Sec. 3. Section 68B.32A, subsection 16, Code 2018, is amended to read as follows:

16. Establish an expedited procedure for reviewing complaints forwarded by the state commissioner of elections to the board for a determination as to whether a supervisor district plan adopted pursuant to [section 331.210A](#) that differs from a supervisor district plan prepared by the legislative services agency was drawn for improper political reasons as described in [section 42.4, subsection 5](#). The expedited

1 procedure shall be substantially similar to the process used
2 for other complaints filed with the board except that the
3 provisions of [section 68B.32D](#) shall not apply.

4 Sec. 4. Section 331.209, subsection 4, Code 2018, is amended
5 to read as follows:

6 4. Each temporary county redistricting commission shall
7 notify the state commissioner of elections when the boundaries
8 of supervisor districts are changed, shall provide a map
9 delineating the new boundary lines, and shall certify to
10 the state commissioner of elections the populations of the
11 new supervisor districts as determined under the latest
12 federal decennial census. Upon failure of a temporary county
13 redistricting commission to make the required changes by
14 the dates specified by [this section](#) and [sections 331.203](#)
15 and [331.204](#) as determined by the state commissioner of
16 elections, the state commissioner of elections shall make or
17 cause to be made the necessary changes as soon as possible,
18 and shall assess to the county the expenses incurred in so
19 doing. ~~The~~ Except for a representation plan drawn pursuant
20 to section 331.210A, subsection 2, paragraph "f", the state
21 commissioner of elections may request the services of personnel
22 and materials available to the legislative services agency
23 to assist the state commissioner in making required changes
24 in supervisor district boundaries which become the state
25 commissioner's responsibility.

26 Sec. 5. Section 331.210A, subsection 2, paragraph f,
27 subparagraph (1), Code 2018, is amended to read as follows:

28 (1) (a) ~~Notwithstanding the provisions of this section~~
29 ~~to the contrary, for~~ For purposes of this paragraph "f",
30 "qualifying county" means a county that elects supervisors
31 under plan "three" as defined in section 331.206, or a county
32 with a population of one hundred eighty thousand or more that
33 has adopted a charter for a city-county consolidated form of
34 government or a community commonwealth form of government and
35 which charter provides for representation by districts.

1 **(b)** Notwithstanding any provision of this section to the
2 contrary, for a qualifying county, the legislative services
3 agency, and not the temporary county redistricting commission,
4 shall draw a representation plan as provided by paragraph "a"
5 pursuant to a contract executed with the county.

6 **(c)** A county subject to the requirements of this paragraph
7 "f" shall notify the state commissioner of elections that a
8 representation plan to be drawn pursuant to this paragraph
9 "f" is required and shall submit to the state commissioner
10 of elections the precinct plan to be used to draw the
11 representation plan. Upon notification and submission of a
12 precinct plan, the state commissioner of elections shall review
13 and approve the precinct plan to be used. Following approval
14 of the precinct plan to be used, the state commissioner
15 of elections shall notify the legislative council which
16 shall direct the legislative services agency to prepare a
17 representation plan for the county.

18 **(d)** The plan drawn by the legislative services agency
19 shall be based upon the precinct plan adopted and approved
20 for use by the county and shall be drawn in accordance with
21 section 42.4, to the extent applicable. After the legislative
22 services agency has drawn the plan, the legislative services
23 agency shall at the earliest feasible time make available to
24 the public all of the information required to be made public
25 by paragraph "b".